

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

## DIETGOAL INNOVATIONS LLC,

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*Plaintiff,*

Civil Action No. 2:12-cv-00761-JRG-RSP  
(Consolidated)  
**LEAD CASE**

V.

KELLAN RESTAURANT  
MANAGEMENT CORP.,

## Jury Trial Demanded

### *Defendants.*

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DIETGOAL INNOVATIONS LLC,

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*Plaintiff,*

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Civil Action No. 2:12-cv-00338-JRG-RSP  
(Consolidated)

V.

## TYSON FOODS, INC.,

## Jury Trial Demanded

*Defendant.*

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**PLAINTIFF DIETGOAL INNOVATIONS LLC'S NOTICE OF  
COMPLIANCE REGARDING SUBMISSION OF LETTER BRIEF**

In compliance with the Court’s Standing Order regarding Submission of Letter Briefs and the Amended Docket Control Order dated December 12, 2013 (Dkt. No. 236), Plaintiff DietGoal Innovations LLC (“DietGoal”) files notice of its letter to the Court requesting permission to file a response to the letter brief (Dkt No. 361) submitted by Defendant Tyson Foods, Inc. (“Tyson”) requesting leave to file a motion for summary judgment that no asserted claim of U.S. Patent No. 6,585,516 is infringed by the accused device

A copy of the letter is attached as Exhibit A.

**PLAINTIFF DIETGOAL INNOVATIONS LLC'S NOTICE OF  
COMPLIANCE REGARDING SUBMISSION OF LETTER BRIEF**

Dated: March 28, 2014

Respectfully submitted,

**BUETHER JOE & CARPENTER, LLC**

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**ATTORNEYS FOR PLAINTIFF  
DIETGOAL INNOVATIONS LLC**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a) on this 28<sup>th</sup> day of March, 2014. Any other counsel of record will be served by facsimile transmission and first class mail.

*/s/ Monica Tavakoli* \_\_\_\_\_

Monica Tavakoli